

Applicant: Yuan et al.
Serial No.: 09/848,159
Filed: May 3, 2001
Page 2 of 3

REMARKS

In the Office Action, the Examiner indicates that claims 1-18 and 22-26 are currently pending and are subject to restriction. Apparently, the Examiner has not accounted for claims 19-21 as submitted on pages 52-53 of the patent application. For the record, Applicant respectfully submits that claims 1-26 inclusive, are currently pending. In that regard, the application as filed included 26 numbered claims. Applicant respectfully requests the Examiner to acknowledge that claims 19-21 are currently pending. If the Examiner does not have a copy of claims 19-21, Applicant urges the Examiner to call the undersigned so that a copy can be provided.

In the Office Action, the Examiner is requiring election under 35 U.S.C. § 121 of a single disclosed species of an RAR antagonist or an RAR inverse agonist.

Applicant hereby elects the species as disclosed on page 32, lines 2-7 of the application and designated AGN 194310. ✓

Applicant reserves the right to present additional species upon indication of an allowable generic claim. Applicant also understands that the claims will be restricted to the elected species if no generic claim is finally held to be allowable.

Applicant: Yuan et al.
Serial No.: 09/848,159
Filed: May 3, 2001
Page 3 of 3

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicant's undersigned representative invites the Examiner to telephone him at the number provided below.

Respectfully submitted,

Date: _____

8/31/01

Greg S. Hollrigel

Greg S. Hollrigel, Ph.D.
Patent Agent
Patent Practitioner for Applicant
Registration No. 45,374
4 Venture, Suite 300
Irvine, California 92618
(949) 450-1750
(949) 450-1764 Facsimile

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal service as first class mail in an envelope addressed to:

Commissioner for Patents
Washington, D. C. 20231
On August 31, 2001.

Jean F. Heuler
Jean F. Heuler, August 31, 2001